

November 23, 2022
Baldwin, Michigan 49304

Regular meeting of the Board of County Road Commissioners of the County of Lake was called to order at 9:00 a.m. by Commissioner Truxton.

Present - Gary Truxton, *LCRC Commissioner*
Richard Haslock, *LCRC Commissioner*
Joan Runnels, *LCRC Commissioner*
Jessica LaPointe, *LCRC Finance & HR Manager*
Leroy Williams, *LCRC Manager*
Tom Smith, *LCRC Road Foreman*
David Leusby, *LCRC Shop Foreman*
Al Dailey, *LCRC Finance & HR Assistant*
William VanDyke, *LCRC Engineer Tech*

APPROVAL OF MINUTES:

Motion made by Runnels to approve the November 10, 2022 meeting minutes and November 14, 2022 meeting minutes as read. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried.

APPROVAL OF PAYABLES:

Motion made by Haslock to approve the Accounts Payable Voucher # 5138 for \$258,862.81. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Haslock to approve Payroll Voucher # 5137 for \$79,207.62. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Haslock to approve FSA Voucher # 5139 for \$2,123.23. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

PUBLIC COMMENT:

Daniel Novak, AIS, thanked the board for the purchase of the new John Deere grader.

Novak, also asked about hosting a BBQ for the road commission on December 8, 2022.

REPORTS FROM MANAGEMENT:

FINANCE & HR MANAGER:

Health insurance update.

Update on employee that is off on workers compensation.

3rd Quarter budget update.

MANAGER:

Sauble Township garage update. Inquire with MCRC SIP.

Local Road Cost Sharing Policy – estimates are over projected amounts.

Williams received a purchase agreement in the mail regarding Luther property. Board is not interested.

M-63 inspection has been pushed back due to weather.

Lisa, Bio Restore, has made Williams aware of some grant opportunities.

Reed City parade is Friday at 6 pm.

Baldwin parade is December 2nd.

24th Street project has transitioned from a bottomless arch to a timber bridge costing \$300,000, of which the road commission has an in-kind portion of \$75,000.

ROAD FOREMAN:

MACDOUGALL –

Absent.

SMITH –

The Brine facility is full with 86,000 gallons.

Crews have been making brine sand.

Everyone was very busy with Saturday's storm.

EQUIPMENT SUPERINTENDENT:

The new grader and new state truck chassis are here.

 OLD BUSINESS:

Williams addressed Runnels in reference to a write up that was presented on November 14, 2022 and presented the board with a letter.

Reviewed Street Sign Policy # 1008.

Dailey requested a closed session for personnel evaluation per Section 8 of the Open Meetings Act.

Motion made by Runnels to enter closed session. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Enter closed session at 10:22 am.

Motion made by Haslock to enter open session. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Enter open session at 10:52 am.

 NEW BUSINESS:

Motion made by Runnels to proceed with the updates to health insurance as discussed. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Runnels to extend the Local Road Cost Share Program for three more years. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Runnels to make adjustments to the contract with respect to workers compensation and purchasing back comp time. (Send a letter to the union and open the contract) Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Runnels to accept Policy # 1067 - HIPPA Privacy. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

 Motion made by Runnels to accept Policy # 1068 - Payroll. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Runnels to award the 2023 HMA and Aggregate bid to Rieth - Riley. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

COMMISSIONERS PRIVILIGE:

Haslock - The guys did great with the snowstorm.

Truxton - Tom did a great job this weekend and the white shoulders look great.

Runnels - Nothing.

PUBLIC COMMENT:

None.

ADJOURNMENT:

Motion to adjourn made by Runnels. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. 10:54 am

Next Meeting Date: December 8, 2022 Time: 9:00 am

Respectfully submitted by:


Jessica L. LaPointe - Secretary

Approved by:


Gary A. Truxton - Chairman


Richard J. Haslock - Vice Chairman

Joan Runnels - Member

November 23, 2022

MEMORANDUM TO: Lake County Board of Commissioners

FROM: Leroy Williams Jr.
Manager
Lake County Road Commission

Gary Truxton
Rick Haslock
Joan Runnels

SUBJECT: Addressing the illegal write-up by Commissioner Runnels stating that I was not performing my duties as the Manager of the Road Commission in holding the Payroll Clerk accountable for work not completed; sitting at his desk and answering phones; addressing walk-ins and the Payroll Clerk's performance.

Treating employees with respect and not to discipline them for speaking with the board.

DISCUSSION: These accusations were based on lies and hearsay, none of which have been substantiated. You took an illegal action against me based on your biased opinion of me without giving me the benefit of speaking to me prior to this illegal write-up.

You based this illegal write-up on information provided to you by the Finance/HR Director, of who is also responsible for answering phones and addressing walk-ins as well as the Payroll Clerk. You also took the words of the hourly employees, of who were legally written-up for not properly filling out their time cards i.e. clocking in and out, which can be proven, unlike your accusation against me.

As for me not allowing employees the option to address commissioners, this is the most egregious accusation of them all. When an employee has been disciplined, they are given the option to bring in union representation. If any of these accusations were true, then a grievance should have been filed, but it was not. That is the proper way to address issues between management and the hourly employees.

ACTION: For future reference, if the bias behavior towards me does not stop, I will be forced to seek legal counsel, report you to CRA, the Lake County Board of Commissioners, the Labor Board and the Equal Employment Opportunity Commission (EEOC).

HMA BID TABULATION

11/23/2022

ITEM	UNIT	QTY	REITH & RILEY		ELMERS		AWARDED TO
			PRICE	AMOUNT	PRICE	AMOUNT	
1) Merrillville Road. 1.5" Overlay between 16th St and 32nd St	TON	2200	73.90	162,580	79.20	174,240	Reith - Riley
2) 2,000 tons of 13A HMA	TON	2,000	71.50	143,000	90.00	180,000	
3) 21AA Limestone	TON	2,500	26.75	66,875	42.50	106,250	
4) 22A Road Gravel	TON	4000	14.00	56,000	17.43	69,720	
5) 23A Road Gravel	TON	5000	14.00	70,000	17.43	87,150	
6) 23A Limestone	TON	1000	26.75	26,750	26.48	26,480	
7) Trap Rock	TON	4000	43.40	173,600	42.88	171,520	
8) 34CSM Slag	TON	4000	—	—	—	—	
9) 34CS Natural	TON	2800	—	—	56.72	158,816	
10) 25A Modified Sig	TON	4000	36.65	146,600	37.48	149,920	
11) CS-T	TON	2800	48.40	135,520	47.48	132,944	
12) H-1 Blue	TON	200	33.15	6,630	32.63	6,526	



2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, information to bidders, specifications, and drawings for the following unit prices and terms.

ITEM	UNIT	QTY	13A
#1. Merriville From 16th St to 32nd St	Ton	2,200	\$79.20 / TON
#2. 2,000 Tons of 13A HMA for county use	AT PLANT		\$90.00 / TON

The Board of County Road Commission reserves the right to reject any or all bids, waive defects and accept the bid which in their opinion is in the best interests of the County of Lake

ELMERS CRANE AND DOZER, INC. [Signature]
Bidder (Company Name) By (Signature)

3600 PENN. E SCHOOL RD RYAN WICK
Address Name (Printed or Typed)

TRAVERS CITY MI 49685 PROJECT MANAGER
City State / Zip Title

(231) 943-5632 11/23/22
Telephone Date

rw1729@teamelers.com
E-mail

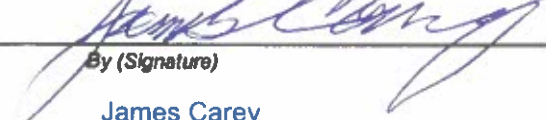


2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, Information to Bidders, Specifications, and Drawings for the following unit prices and terms.

<u>ITEM</u>	<u>UNIT</u>	<u>QTY</u>	<u>PRICE</u>	<u>AMOUNT</u>
21AA Natural	Ton	2500	\$42.50/ton	\$106250.00
22A Road Gravel	Ton	4000	\$17.43/ton	\$69720.00
23A Road Gravel	Ton	5000	\$17.43/ton	\$87150.00
23A Limestone Shoulder Material	Ton	1000	\$26.48/ton	\$26480.00
Trap Rock CS-2	Ton	4000	\$42.88/ton	\$171520.00
34CSM Slag	Ton	4000	No Bid	
34CS Natural	Ton	2800	\$56.72/ton	\$226880.00
29A Slag - Alternative 25-A Slag	Ton	4000	\$37.48/ton	\$149920.00
CS-T	Ton	2800	\$47.48/ton	\$132944.00
H1 Blue Stone	Ton	200	\$32.63/ton	\$6526.00
TOTAL - - - - -				\$ _____

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<u>Team Elmer's</u>				
<u>Bidder (Company Name)</u>			<u>By (Signature)</u>	
<u>3600 Rennie School Rd</u>			<u>James Carey</u>	
<u>Address</u>			<u>Name Printed or Typed</u>	
<u>Traverse City</u>	<u>Mi</u>	<u>49685</u>	<u>Transportation Service</u>	
<u>City</u>	<u>State</u>	<u>Zip</u>	<u>Title</u>	
<u>231-642-1015</u>			<u>11-21-2022</u>	
<u>Telephone</u>			<u>Date</u>	
			<u>jc15111@teamelmers.com</u>	
			<u>E-Mail</u>	



2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, Information to Bidders, Specifications, and Drawings for the following unit prices and terms.

<u>ITEM</u>	<u>UNIT</u>	<u>QTY</u>	<u>PRICE</u>	<u>AMOUNT</u>
21AA Natural Limestone	Ton	2500	\$26.75	\$66,875.00
22A Road Gravel	Ton	4000	\$14.00	\$56,000.00
23A Road Gravel	Ton	5000	\$14.00	\$70,000.00
23A Limestone Shoulder Material	Ton	1000	\$26.75	\$26,750.00
Trap Rock CS-2	Ton	4000	\$43.40	\$173,600.00
34CSM Slag	Ton	4000	N/A	—
34CS Natural	Ton	2800	N/A	—
29A Slag 25A Modified Slag screened	Ton	4000	\$36.65	\$146,600.00
CS-T	Ton	2800	\$48.40	\$135,520.00
H1 Blue Stone	Ton	200	\$33.15	\$6,630.00
TOTAL				\$

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Rieth-Riley Construction Co., Inc.
Bidder (Company Name)

Rad McKenzie
By (Signature)

20251 E. 19 Mile Road
Address

Rad McKenzie
Name Printed or Typed

Big Rapids, MI 49307
City State Zip

Project Manager
Title

231/796-7268
Telephone

November 23, 2022
Date

rmckenzie@rieth-riley.com
E-Mail

*Above Unit Prices based on 50 ton loads delivered to Baldwin Yard.



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ITEM	UNIT	QTY	13A
#1. Merriville From 16th St to 32nd St	Ton	2,200	<u>\$73.90/ton</u>
#2. 2,000 Tons of 13A HMA for county use			<u>\$71.50/ton</u>

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Rieth-Riley Construction Co., Inc.

By (Signature)

20251 E. 19 Mile Road

Name (Printed or Typed)

Rod McKenzie

Big Rapids, MI 49307

Title

Project Manager

231/796-7268

Telephone

Date

November 23, 2022

rmckenzie@rieth-riley.com